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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re patent application of: | |
|--------------------------------|------------------------------------|
|) | Before the Examiner |
| George Frey et al. | Javier G. Blanco |
|) | G |
| Serial No.: 10/721,642 | Group Art Unit: 3738 |
| Filed: November 25, 2003 | Attorney Docket: MSDI-263/PC401.15 |
| DEVICES AND TECHNIQUES FOR A) | April 10, 2007 |
| POSTERIOR LATERAL DISC SPACE) | |
| APPROACH) | |

RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Non-Final Office Action mailed January 10, 2007, please enter and consider the following amendments and remarks. Pursuant to 37 C.F.R. §1.20(d), a statutory fee of \$130.00 for filing the Terminal Disclaimer submitted concurrently herewith is enclosed. No additional fees or extensions of time are believed due for consideration of the enclosed. However, please provide any extensions of time necessary and charge any fees which may be due to Deposit Account No. 12-2424, but not to include any payment of issue fees.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

April 10, 2007

Date of Transmission

Douglas A. Collier of Registered Representative

Signature

April 10, 2007
Date of Signature

Response to Non-Final Office Action Serial No. 10/721,642 Attorney Docket No. MSDI-263/PC401.15 Page 1 of 24